

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

REVIEW OF FEDERAL COMMUNICATIONS)	
COMMISSION'S TRIENNIAL REVIEW ORDER)	CASE NO. 2003-00379
REGARDING UNBUNDLING REQUIREMENTS)	
FOR INDIVIDUAL NETWORK ELEMENTS)	

**BELLSOUTH TELECOMMUNICATIONS, INC.'S FIRST SUPPLEMENTAL
RESPONSES TO COMPETITIVE CARRIERS OF THE SOUTH, INC.
SECOND SET OF DATA REQUESTS**

BellSouth Telecommunications, Inc. ("BellSouth") respectfully submits the following First Supplemental Responses to Competitive Carriers of the South, Inc.'s (hereinafter "CompSouth") Second Set of Data Requests, dated January 15, 2004.

BellSouth incorporates herein by reference all of its general and specific objections filed on February 4, 2004. Any responses provided by BellSouth in response to this discovery will be provided subject to and without waiving any of BellSouth's previously filed objections.

SUPPLEMENTAL RESPONSES

BellSouth Telecommunications, Inc.
KY PSC Dkt. No. 2003-00379
CompSouth's Second Set of Data Requests
January 15, 2004
SUPPLEMENTAL RESPONSE Item No. 1
Page 1 of 1

REQUEST: For each customer location in BellSouth territory for which you will challenge the FCC's impairment finding, state whether BellSouth contends (1) that the self provisioning trigger is satisfied, (2) that the wholesale trigger is satisfied or (3) that non-impairment should be found as a result of a potential deployment analysis. Provide your answers separately for DS1, DS3 and dark fiber.

RESPONSE: BellSouth continues to prepare its case and has not determined which locations satisfy the FCC's trigger standards or potential deployment analysis in Kentucky. Once it does so, BellSouth will supplement its response to this Request.

SUPPLEMENTAL RESPONSE:

For information responsive to this request, see the Direct Testimony of Shelley Padgett, filed March 10, 2004, Exhibits SWP-1 through SWP-5, and the Direct Testimony of Dr. Aniruddha Banerjee, Exhibit AXB-2.

REQUEST: For each customer location in BellSouth territory for which you will challenge the FCC's impairment finding, identify the carriers that BellSouth contends have deployed their own loop facilities to the customer location. State whether the carrier has deployed DS1, DS3 or dark fiber loops to the location.

RESPONSE: BellSouth objects to this data request to the extent that it seeks confidential information that BellSouth cannot disclose under the FCC's Customer Proprietary Network Information ("CPNI") rules, 47 CFR §64.2007 or under nondisclosure agreements to which BellSouth is a party. BellSouth will only provide CPNI and confidential information consistent with the FCC's rules and BellSouth-executed nondisclosure agreements.

Subject to this objection, and without waiving this objection, BellSouth continues to prepare its case and has not determined which locations satisfy the FCC's trigger standards or potential deployment analysis in Kentucky.

SUPPLEMENTAL RESPONSE:

See BellSouth's Supplemental Response to Item No. 1.

REQUEST: For each customer location in BellSouth territory for which you will challenge the FCC's impairment finding, as satisfying the wholesale trigger for DS1 loops, provide all documents, studies, or records showing that the wholesale trigger is satisfied.

RESPONSE: BellSouth objects to this Request to the extent that it seeks confidential information that BellSouth cannot disclose under the FCC's Customer Proprietary Network Information ("CPNI") rules, 47 CFR §64.2007 or under nondisclosure agreements to which BellSouth is a party. BellSouth will only provide CPNI and confidential information consistent with the FCC's rules and BellSouth-executed nondisclosure agreements.

Subject to this objection, and without waiving this objection, BellSouth continues to prepare its case and has not determined which locations satisfy the FCC's trigger standards or potential deployment analysis in Kentucky.

SUPPLEMENTAL RESPONSE:

See BellSouth's Supplemental Response to Item No. 1 and Direct Testimony of Shelley Padgett, filed March 10, 2004, Exhibits SWP-11 and SWP-13. For additional information see the discovery responses listed below:

- Revised Responses and Objections of Xspedius Communications, LLC to BellSouth's First Set of Interrogatories (Nos. 1-13) in Florida Docket No. 030852-TP

BellSouth continues to gather information responsive to this request, much of which is in the possession, custody, and control of CLECs who have yet to respond completely to BellSouth's discovery requests. BellSouth will supplement its response to this Request whenever the discovery process has been completed.

REQUEST: For each customer location in BellSouth territory for which you will challenge the FCC's impairment finding, as satisfying the wholesale trigger for DS3 loops, provide all documents, studies, or records showing that the wholesale trigger is satisfied.

RESPONSE: BellSouth objects to this Request to the extent that it seeks confidential information that BellSouth cannot disclose under the FCC's Customer Proprietary Network Information ("CPNI") rules, 47 CFR §64.2007 or under nondisclosure agreements to which BellSouth is a party. BellSouth will only provide CPNI and confidential information consistent with the FCC's rules and BellSouth-executed nondisclosure agreements.

Subject to this objection, and without waiving this objection, BellSouth continues to prepare its case and has not determined which locations satisfy the FCC's trigger standards or potential deployment analysis in Kentucky.

SUPPLEMENTAL RESPONSE:

See BellSouth's Supplemental Response to Item No. 3.

REQUEST: For each customer location in BellSouth territory for which you will challenge the FCC's impairment finding, as satisfying the wholesale trigger, state the basis on which BellSouth contends that a carrier is willing "immediately to provide" a DS1, DS3 or dark fiber loop "on a widely available wholesale basis." Provide your answer separately for DS1, DS3 and dark fiber loops.

RESPONSE: BellSouth objects to this Request to the extent that it seeks confidential information that BellSouth cannot disclose under the FCC's Customer Proprietary Network Information ("CPNI") rules, 47 CFR §64.2007 or under nondisclosure agreements to which BellSouth is a party. BellSouth will only provide CPNI and confidential information consistent with the FCC's rules and BellSouth-executed nondisclosure agreements.

Subject to this objection, and without waiving this objection, BellSouth continues to prepare its case and has not determined which locations satisfy the FCC's trigger standards or potential deployment analysis in Kentucky.

SUPPLEMENTAL RESPONSE:

See BellSouth's Supplemental Response to Item No. 3.

BellSouth Telecommunications, Inc.
KY PSC Dkt. No. 2003-00379
CompSouth's Second Set of Data Requests
January 15, 2004
SUPPLEMENTAL RESPONSE Item No.6
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REQUEST: For each carrier that BellSouth contends is a wholesale provider to any of the customer locations for which you will challenge the FCC's impairment finding, identify which of the following bases (if any) BellSouth relies on to support its contention that the carrier is a wholesale provider. Please provide your response in the following format:

Wholesale Carrier	Carrier's discovery responses indicating offer or purchase of loops	BellSouth's experience in losing wholesale contracts to another carrier	Carrier's advertisements	Carrier's Public Statements	Analyst and industry reports
Carrier A	(check all that apply)				
Carrier B (repeat as necessary)					

RESPONSE: BellSouth continues to prepare its case and has not decided which information upon which it intends to rely in this proceeding. Once it does so, BellSouth will supplement its response to this Request.

SUPPLEMENTAL RESPONSE:

See BellSouth's Supplemental Response to Item No. 3 and information provided in the following table. Additional responsive information is in CompSouth's possession, custody, or control as it was provided in BellSouth's Responses to CompSouth's First Set of Interrogatories, Item No. 6, pursuant to the protective agreement in Georgia Public Service Commission Docket No. 17741-U.

SUPPLEMENTAL RESPONSE (Cont'd):

Wholesale Carrier	BellSouth's experience in losing wholesale contracts to another carrier
ICG	X
Xspedius	X

REQUEST: If BellSouth will rely on a carrier's discovery response to demonstrate that the carrier is a wholesale provider, identify each carrier's discovery response(s) upon which BellSouth relies.

RESPONSE: BellSouth continues to prepare its case and has not decided which information upon which it intends to rely in this proceeding. Once it does so, BellSouth will supplement its response to this Request.

SUPPLEMENTAL RESPONSE:

See BellSouth's Supplemental Response to Item No. 3.

REQUEST: If BellSouth will rely on "BellSouth's experience in losing wholesale contracts to another carrier" (see testimony of Shelley Padgett in Florida PSC Docket 030852-TP (filed December 22, 2003) at 9), identify and describe each instance or experience on which BellSouth will rely.

RESPONSE: BellSouth objects to this Request to the extent that it seeks confidential information that BellSouth cannot disclose under the FCC's Customer Proprietary Network Information ("CPNI") rules, 47 CFR §64.2007 or under nondisclosure agreements to which BellSouth is a party. BellSouth will only provide CPNI and confidential information consistent with the FCC's rules and BellSouth-executed nondisclosure agreements.

Subject to this objection, and without waiving this objection, BellSouth continues to prepare its case and has not decided which information upon which it intends to rely in this proceeding.

SUPPLEMENTAL RESPONSE:

BellSouth personnel interviewed a variety of sales teams regarding their personal knowledge of competitive activity. If a company competing for wholesale high-capacity business was known, that competitor was included as a wholesaler.

BellSouth Telecommunications, Inc.
KY PSC Dkt. No. 2003-00379
CompSouth's Second Set of Data Requests
January 15, 2004
SUPPLEMENTAL RESPONSE Item No.9
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REQUEST: If BellSouth will rely on “[a]nalyst and industry reports identifying carriers as wholesalers” (see testimony of Shelley Padgett in Florida PSC Docket 030852-TP (filed December 22, 2003) at 9), identify the carrier and the report(s) (including without limitation, name of report, date of report, etc.) upon which BellSouth will rely.

RESPONSE: BellSouth continues to prepare its case and has not decided which information upon which it intends to rely in this proceeding. Once it does so, BellSouth will supplement its response to this Request.

SUPPLEMENTAL RESPONSE:

See BellSouth's Supplemental Response to Item No. 3.

REQUEST: If BellSouth will rely on a carrier's "public statements and filings indicating willingness to wholesale or revenues from wholesaling" to demonstrate that a carrier is a wholesale provider (see testimony of Shelley Padgett in Florida PSC Docket 030852-TP (filed December 22, 2003) at 9), identify each and every statement and filing upon which BellSouth will rely.

RESPONSE: BellSouth continues to prepare its case and has not decided which information upon which it intends to rely in this proceeding. Once it does so, BellSouth will supplement its response to this Request.

SUPPLEMENTAL RESPONSE:

See BellSouth's Supplemental Response to Item No. 3.

BellSouth Telecommunications, Inc.
KY PSC Dkt. No. 2003-00379
CompSouth's Second Set of Data Requests
January 15, 2004
SUPPLEMENTAL RESPONSE Item No.11
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REQUEST: If BellSouth will rely on a carrier's "own advertisements offering wholesale services" to demonstrate that a carrier is a wholesale provider (see testimony of Shelley Padgett in Florida PSC Docket 030852-TP (filed December 22, 2003) at 9), identify each and every advertisement and statement upon which BellSouth will rely.

RESPONSE: BellSouth continues to prepare its case and has not decided which information upon which it intends to rely in this proceeding. Once it does so, BellSouth will supplement its response to this Request.

SUPPLEMENTAL RESPONSE:

See BellSouth's Supplemental Response to Item No. 3.

REQUEST: For each customer location in BellSouth territory for which you will challenge the FCC's impairment finding, as satisfying the self-provisioning trigger for DS3 or dark fiber loops, provide all documents, studies, or records showing that the self-provisioning trigger is satisfied. Please provide separate responses for DS3 and dark fiber loops.

RESPONSE: BellSouth objects to this Request on the grounds that it is overly broad, unduly burdensome, and oppressive. BellSouth further objects on the grounds that it seeks confidential information that BellSouth cannot disclose under the FCC's Customer Proprietary Network Information ("CPNI") rules, 47 CFR §64.2007 or under nondisclosure agreements to which BellSouth is a party. BellSouth will only provide confidential information consistent with the FCC's rules and BellSouth-executed nondisclosure agreements.

Subject to this objection, and without waiving this objection, BellSouth continues to prepare its case and has not determined which locations satisfy the FCC's trigger standards or potential deployment analysis in Kentucky.

SUPPLEMENTAL RESPONSE:

The following information is responsive to this request:

- The GeoResults GeoLIT Plus™ Report
- Discovery identified in BellSouth's Supplemental Response to Item No. 3

BellSouth continues to gather information responsive to this request, much of which is in the possession, custody and control of CLECs who have yet to respond completely to BellSouth's discovery requests. BellSouth will supplement its response to this Request once the discovery process has been completed.

REQUEST: Will BellSouth rely on the GeoLIT Plus Report produced by GeoResults, Inc to support its contention that a carrier has deployed facilities to a customer location? If so, provide a copy of the report(s) on which BellSouth will rely, identify the carrier(s) that BellSouth will contend have deployed facilities, the location(s) to which BellSouth will contend those facilities have been deployed and state all actions that BellSouth took to verify, refine or modify the information contained in the report(s) on which BellSouth will rely.

RESPONSE: BellSouth objects to this Request to the extent it seeks confidential information that BellSouth cannot disclose under a nondisclosure agreement to which BellSouth is a party. BellSouth will only provide such information consistent with this BellSouth-executed nondisclosure agreement.

Subject to this objection, and without waiving this objection, BellSouth continues to prepare its case and has not decided which information upon which it intends to rely in this proceeding.

SUPPLEMENTAL RESPONSE:

Yes. Consistent with this BellSouth-executed nondisclosure agreement, BellSouth will make a copy of the GeoLIT Plus Report produced by GeoResults, Inc. available for inspection at a mutually agreeable time at BellSouth's offices at 675 West Peachtree Street, Atlanta, Georgia.

See the Direct Testimony of Shelley Padgett, filed March 10, 2004, Exhibit SWP-13 for a list of carriers. The specific location is listed below.

Address	City
500 W JEFFERSON ST	LOUISVILLE

SUPPLEMENTAL RESPONSE (Cont'd):

The GeoResults GeoLIT Plus™ Report utilized the Telcordia COMMON LANGUAGE® Location Codes (CLLI™ Codes) in the CLONES (Central Location Online Entry System) master database and associated descriptions to identify fiber equipment installations. Included in GeoResults data were locations where carriers did not self-provision fiber, but obtained fiber-based services from other companies such as BellSouth's SMARTRing® Service.

In order to use the GeoLIT data to identify carriers which self-provisioned fiber, it was necessary to eliminate carrier locations where fiber was obtained on a wholesale basis from a separate company. Review of the CLONES data, in particular the "Description" field, for those records that GeoResults had used to include that carrier's location in their database, allowed BellSouth to determine if the record was for a wholesale service.

Wholesale services were identified in CLONES as provisioned by one company, identified in the "OTC" (Operating Telephone Company) field, for another company, identified in the free-form "Description" field.

For example, the MIATFLAD location had been identified in the GeoLIT Plus data as a fiber installation for WorldCom. Review of the CLONES data for this record indicated that it was a wholesale-provided fiber service. Thus, the carrier's location was removed from the GeoLIT Plus data for purposes of identifying self-provisioned fiber installations.

CLLI	MIATFLAD
Address	49 NW 5TH ST (Miami, FL)
Desc	SMARTRING – WORLDCOM
OTC	BS (BellSouth)

REQUEST: For each transport route in BellSouth territory for which you will challenge the FCC's impairment finding, state whether BellSouth contends (1) that the self-provisioning trigger is satisfied, (2) that the wholesale trigger is satisfied or (3) that non-impairment should be found as a result of a potential deployment analysis. Provide your answers separately for DS1, DS3 and dark fiber.

RESPONSE: BellSouth continues to prepare its case and has not determined which routes satisfy the FCC's trigger standards or potential deployment analysis in Kentucky. Once it does so, BellSouth will supplement its response to this Request.

SUPPLEMENTAL RESPONSE:

For information responsive to this request, see the Direct Testimony of Shelley Padgett, filed March 10, 2004, Exhibit SWP-10 and the Direct Testimony of Dr. Aniruddha Banerjee, Exhibit AXB-3.

REQUEST: For each transport route in BellSouth territory identified for which you will challenge the FCC's impairment finding, identify the carriers that BellSouth contends have deployed their own transport facilities between the two central offices on the transport route. State whether the carrier has deployed DS1, DS3 or dark fiber transport on the route.

RESPONSE: BellSouth continues to prepare its case and has not determined which routes satisfy the FCC's trigger standards or potential deployment analysis in Kentucky. Once it does so, BellSouth will supplement its response to this Request.

SUPPLEMENTAL RESPONSE:

See BellSouth's Supplemental Response to Item No. 14.

REQUEST: For each transport route in BellSouth territory for which you will challenge the FCC's impairment finding, as satisfying the wholesale trigger for DS1 transport, provide all documents, studies, or records showing that the wholesale trigger is satisfied.

RESPONSE: BellSouth objects to this Request to the extent that it seeks confidential information that BellSouth cannot disclose under the FCC's Customer Proprietary Network Information ("CPNI") rules, 47 CFR §64.2007 or under nondisclosure agreements to which BellSouth is a party. BellSouth will only provide CPNI and confidential information consistent with the FCC's rules and BellSouth-executed nondisclosure agreements.

Subject to this objection, and without waiving this objection, BellSouth continues to prepare its case and has not determined which routes satisfy the FCC's trigger standards or potential deployment analysis in Kentucky.

SUPPLEMENTAL RESPONSE:

See BellSouth's Supplemental Response to Item No. 14 and Direct Testimony of Shelley Padgett, filed March 5, 2004, Exhibits SWP-12 and SWP-14.

BellSouth continues to gather information responsive to this request, much of which is in the possession, custody and control of CLECs who have yet to respond completely to BellSouth's discovery requests. BellSouth will supplement its response to this Request once the discovery process has been completed.

REQUEST: For each transport route in BellSouth territory for which you will challenge the FCC's impairment finding, as satisfying the wholesale trigger for DS3 transport, provide all documents, studies, or records showing that the wholesale trigger is satisfied.

RESPONSE: BellSouth objects to this Request to the extent that it seeks confidential information that BellSouth cannot disclose under the FCC's Customer Proprietary Network Information ("CPNI") rules, 47 CFR §64.2007 or under nondisclosure agreements to which BellSouth is a party. BellSouth will only provide CPNI and confidential information consistent with the FCC's rules and BellSouth-executed nondisclosure agreements.

Subject to this objection, and without waiving this objection, BellSouth continues to prepare its case and has not determined which routes satisfy the FCC's trigger standards or potential deployment analysis in Kentucky.

SUPPLEMENTAL RESPONSE:

See BellSouth's Supplemental Response to Item No. 16.

REQUEST: For each transport route in BellSouth territory for which you will challenge the FCC's impairment finding, as satisfying the wholesale trigger for dark fiber transport, provide all documents, studies, or records showing that the wholesale trigger is satisfied.

RESPONSE: BellSouth objects to this Request to the extent that it seeks confidential information that BellSouth cannot disclose under the FCC's Customer Proprietary Network Information ("CPNI") rules, 47 CFR §64.2007 or under nondisclosure agreements to which BellSouth is a party. BellSouth will only provide CPNI and confidential information consistent with the FCC's rules and BellSouth-executed nondisclosure agreements.

Subject to this objection, and without waiving this objection, BellSouth continues to prepare its case and has not determined which routes satisfy the FCC's trigger standards or potential deployment analysis in Kentucky.

SUPPLEMENTAL RESPONSE:

See BellSouth's Supplemental Response to Item No. 16.

REQUEST: For each transport route in BellSouth territory for which you will challenge the FCC's impairment finding, as satisfying the wholesale trigger, state the basis on which BellSouth contends that a carrier is willing "immediately to provide" DS1, DS3 or dark fiber transport "on a widely available wholesale basis." Provide your answer separately for DS1, DS3 and dark fiber.

RESPONSE: BellSouth objects to this Request to the extent that it seeks confidential information that BellSouth cannot disclose under the FCC's Customer Proprietary Network Information ("CPNI") rules, 47 CFR §64.2007 or under nondisclosure agreements to which BellSouth is a party. BellSouth will only provide CPNI and confidential information consistent with the FCC's rules and BellSouth-executed nondisclosure agreements.

Subject to this objection, and without waiving this objection, BellSouth continues to prepare its case and has not determined which routes satisfy the FCC's trigger standards or potential deployment analysis in Kentucky.

SUPPLEMENTAL RESPONSE:

See BellSouth's Supplemental Response to Item No. 16.

BellSouth Telecommunications, Inc.
 KY PSC Dkt. No. 2003-00379
 CompSouth's Second Set of Data Requests
 January 15, 2004
SUPPLEMENTAL RESPONSE Item No.20
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REQUEST: For each carrier that BellSouth contends is a wholesale provider on any of the transport routes for which you will challenge the FCC's impairment finding, identify which of the following bases (if any) BellSouth relies on to support its contention that the carrier is a wholesale provider. Please provide your response in the following format:

Wholesale Carrier	Carrier's discovery responses indicating offer or purchase of loops	BellSouth's experience in losing wholesale contracts to another carrier	Carrier's advertisements	Carrier's Public Statements	Analyst and industry reports
Carrier A	(check all that apply)				
Carrier B (repeat as necessary)					

RESPONSE: BellSouth continues to prepare its case and has not decided which information upon which it intends to rely in this proceeding. Once it does so, BellSouth will supplement its response to this Request.

SUPPLEMENTAL RESPONSE:

See BellSouth's Supplemental Response to Item No. 16 and responsive information provided in the following table:

Wholesale Carrier	BellSouth's experience in losing wholesale contracts to another carrier
Adelphia/Telcove	X
Xspedius	X

REQUEST: If BellSouth will rely on a carrier's discovery response to demonstrate that the carrier is a wholesale provider, identify each carrier's discovery response(s) upon which BellSouth relies.

RESPONSE: BellSouth continues to prepare its case and has not decided which information upon which it intends to rely in this proceeding. Once it does so, BellSouth will supplement its response to this Request.

SUPPLEMENTAL RESPONSE:

See BellSouth's Supplemental Response to Item No. 16. Because BellSouth continues to receive discovery responses from CLECs in this proceeding and because many CLECs have not yet responded completely to BellSouth's discovery requests, BellSouth cannot state at this juncture which discovery responses upon which it will "rely" in order to demonstrate that a particular carrier "is a wholesale provider." BellSouth will supplement its response to this Request once this discovery process has been completed.

REQUEST: If BellSouth will rely on "BellSouth's experience in losing wholesale contracts to another carrier" (see testimony of Shelley Padgett in Florida PSC Docket 030852-TP (filed December 22, 2003) at 9), identify and describe each instance or experience on which BellSouth will rely.

RESPONSE: BellSouth objects to this Request to the extent that it seeks confidential information that BellSouth cannot disclose under the FCC's Customer Proprietary Network Information ("CPNI") rules, 47 CFR §64.2007 or under nondisclosure agreements to which BellSouth is a party. BellSouth will only provide CPNI and confidential information consistent with the FCC's rules and BellSouth-executed nondisclosure agreements.

Subject to this objection, and without waiving this objection, BellSouth continues to prepare its case and has not decided which information upon which it intends to rely in this proceeding.

SUPPLEMENTAL RESPONSE:

BellSouth personnel interviewed a variety of sales teams regarding their personal knowledge of competitive activity. If a company competing for wholesale high-capacity business was known, that competitor was included as a wholesaler. See also BellSouth's Supplemental Response to Item No. 20.

REQUEST: If BellSouth will rely on “[a]nalyst and industry reports identifying carriers as wholesalers” (see testimony of Shelley Padgett in Florida PSC Docket 030852-TP (filed December 22, 2003) at 9), identify the carrier and the report(s) (including without limitation, name of report, date of report, etc.) upon which BellSouth will rely.

RESPONSE: BellSouth continues to prepare its case and has not decided which information upon which it intends to rely in this proceeding. Once it does so, BellSouth will supplement its response to this Request.

SUPPLEMENTAL RESPONSE:

See BellSouth's Supplemental Response to Item No. 16.

BellSouth Telecommunications, Inc.
KY PSC Dkt. No. 2003-00379
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SUPPLEMENTAL RESPONSE Item No.24
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REQUEST: If BellSouth will rely on a carrier's "public statements and filings indicating willingness to wholesale or revenues from wholesaling" to demonstrate that a carrier is a wholesale provider (see testimony of Shelley Padgett in Florida PSC Docket 030852-TP (filed December 22, 2003) at 9), identify each and every statement and filing upon which BellSouth will rely.

RESPONSE: BellSouth continues to prepare its case and has not decided which information upon which it intends to rely in this proceeding. Once it does so, BellSouth will supplement its response to this Request.

SUPPLEMENTAL RESPONSE:

See BellSouth's Supplemental Response to Item No. 16.

BellSouth Telecommunications, Inc.
KY PSC Dkt. No. 2003-00379
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January 15, 2004
SUPPLEMENTAL RESPONSE Item No.25
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REQUEST: If BellSouth will rely on a carrier's "own advertisements offering wholesale services" to demonstrate that a carrier is a wholesale provider (see testimony of Shelley Padgett in Florida PSC Docket 030852-TP (filed December 22, 2003) at 9), identify each and every advertisement and statement upon which BellSouth will rely.

RESPONSE: BellSouth continues to prepare its case and has not decided which information upon which it intends to rely in this proceeding. Once it does so, BellSouth will supplement its response to this Request.

SUPPLEMENTAL RESPONSE:

See BellSouth's Supplemental Response to Item No. 16.

REQUEST: For each transport route for which you will challenge the FCC's impairment finding, as satisfying the self-provisioning trigger, identify all instances in which BellSouth has provisioned to any of the carriers identified as self-provisioners (i) UNE transport, (ii) UNE dark fiber or (iii) special access between the "A" and "Z" locations on the route. Provide for each carrier, the number of circuits or elements for which BellSouth is currently billing the carrier, the type of service provided (i.e., UNE transport, UNE dark fiber, special access) and the capacity level of each circuit or element provisioned. Please provide any such list in manipulable electronic format.

RESPONSE: BellSouth objects to this Request on the grounds that it is not relevant to the subject matter of this docket and is not reasonably calculated to lead to the discovery of admissible evidence. BellSouth further objects to this Request on grounds that it is overly broad, unduly burdensome, and oppressive. Finally, BellSouth objects to this Request to the extent that it seeks confidential information that BellSouth cannot disclose under the FCC's Customer Proprietary Network Information ("CPNI") rules, 47 CFR §64.2007 or under nondisclosure agreements to which BellSouth is a party. BellSouth will only provide confidential information consistent with the FCC's rules and BellSouth-executed nondisclosure agreements.

SUPPLEMENTAL RESPONSE:

Responsive information is provided in Attachment No. 26. This document is proprietary and is being provided subject to the protective agreement in this docket.

REQUEST: For each transport route for which you will challenge the FCC's impairment finding, as satisfying the wholesale provisioning trigger, identify all instances in which BellSouth has provisioned to any of the carriers identified as wholesale providers (i) UNE transport, (ii) UNE dark fiber or (iii) special access between the "A" and "Z" locations on the route. Provide for each carrier, the number of circuits or elements for which BellSouth is currently billing the carrier, the type of service provided (*i.e.*, UNE transport, UNE dark fiber, special access) and the capacity level of each circuit or element provisioned. Please provide any such list in manipulable electronic format.

RESPONSE: BellSouth objects to this Request on the grounds that it is not relevant to the subject matter of this docket and is not reasonably calculated to lead to the discovery of admissible evidence. BellSouth further objects to this Request on grounds that it is overly broad, unduly burdensome, and oppressive. Finally, BellSouth objects to this Request to the extent that it seeks confidential information that BellSouth cannot disclose under the FCC's Customer Proprietary Network Information ("CPNI") rules, 47 CFR §64.2007 or under nondisclosure agreements to which BellSouth is a party. BellSouth will only provide confidential information consistent with the FCC's rules and BellSouth-executed nondisclosure agreements.

SUPPLEMENTAL RESPONSE:

See BellSouth's Supplemental Response to Item No. 26.

REQUEST: For each transport route for which you will challenge the FCC's impairment finding, as satisfying the self-provisioning trigger, identify all instances in which BellSouth has provisioned to any of the carriers identified as self-provisioners (i) UNE transport, (ii) UNE dark fiber or (iii) special access, where one end point of the circuit or element is either the "A" or "Z" locations on the route. Provide for each carrier, the number of circuits or elements for which BellSouth is currently billing the carrier, the type of service provided (*i.e.*, UNE transport, UNE dark fiber, special access) and the capacity level of each circuit or element provisioned. Please provide any such list in manipulable electronic format.

RESPONSE: BellSouth objects to this Request on the grounds that it is not relevant to the subject matter of this docket and is not reasonably calculated to lead to the discovery of admissible evidence. BellSouth further objects to this Request on grounds that it is overly broad, unduly burdensome, and oppressive. Finally, BellSouth objects to this Request to the extent that it seeks confidential information that BellSouth cannot disclose under the FCC's Customer Proprietary Network Information ("CPNI") rules, 47 CFR §64.2007 or under nondisclosure agreements to which BellSouth is a party. BellSouth will only provide confidential information consistent with the FCC's rules and BellSouth-executed nondisclosure agreements.

SUPPLEMENTAL RESPONSE:

See BellSouth's Supplemental Response to Item No. 26.

REQUEST: For each transport route for which you will challenge the FCC's impairment finding, as satisfying the wholesale provisioning trigger, identify all instances in which BellSouth has provisioned to any of the carriers identified as wholesale providers (i) UNE transport, (ii) UNE dark fiber or (iii) special access, where one end point of the circuit or element is either the "A" or "Z" locations on the route. Provide for each carrier, the number of circuits or elements for which BellSouth is currently billing the carrier, the type of service provided (*i.e.*, UNE transport, UNE dark fiber, special access) and the capacity level of each circuit or element provisioned. Please provide any such list in manipulable electronic format.

RESPONSE: BellSouth objects to this Request on the grounds that it is not relevant to the subject matter of this docket and is not reasonably calculated to lead to the discovery of admissible evidence. BellSouth further objects to this Request on grounds that it is overly broad, unduly burdensome, and oppressive. Finally, BellSouth objects to this Request to the extent that it seeks confidential information that BellSouth cannot disclose under the FCC's Customer Proprietary Network Information ("CPNI") rules, 47 CFR §64.2007 or under nondisclosure agreements to which BellSouth is a party. BellSouth will only provide confidential information consistent with the FCC's rules and BellSouth-executed nondisclosure agreements.

SUPPLEMENTAL RESPONSE:

See BellSouth's Supplemental Response to Item No. 26.

REQUEST: Has BellSouth ever purchased dedicated transport services or obtained dedicated transport capacity on any of the routes for which you will challenge the FCC's impairment finding, from any of the entities BellSouth will contend are wholesale carriers? If yes, identify the carrier from whom BellSouth obtained the services or capacity, the type of service or facility obtained, and the terms and conditions upon which BellSouth obtained this service or facility.

RESPONSE: BellSouth continues to prepare its case and has not determined which routes satisfy the FCC's trigger standards or potential deployment analysis in Kentucky. Once it does so, BellSouth will supplement its response to this Request.

SUPPLEMENTAL RESPONSE:

No.

REQUEST: Has BellSouth ever purchased dedicated transport services or obtained dedicated transport capacity on any of the routes for which you will challenge the FCC's impairment finding, from any other provider not affiliated with either BellSouth or any of the entities that BellSouth will contend are wholesale carriers? If yes, identify the carrier from whom BellSouth obtained the services or capacity, the type of service or facility obtained, and the terms and conditions upon which BellSouth obtained this service or facility.

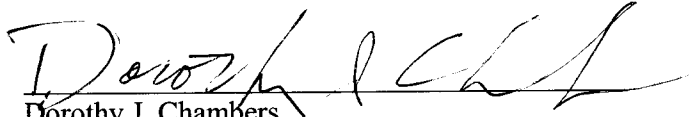
RESPONSE: BellSouth continues to prepare its case and has not determined which routes satisfy the FCC's trigger standards or potential deployment analysis in Kentucky. Once it does so, BellSouth will supplement its response to this Request.

SUPPLEMENTAL RESPONSE:

No.

Respectfully submitted this 19th day of March, 2004.

BELLSOUTH TELECOMMUNICATIONS, INC.

A handwritten signature in dark ink, appearing to read 'Dorothy J. Chambers', written over a horizontal line.

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